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Mining and environmental protection in Indonesia: regulatory pitfalls

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Bibliography

LAWS AND REGULATIONS

1945 Constitution

- Resolution of the Temporary People's Consultative Assembly XX/MPRS/1966 on the Memorandum of the Gotong Royong House of Representatives on the Source of Law and Hierarchy of Laws and Regulations of the Republic of Indonesia
- Resolution of the Temporary People's Consultative Assembly (MPRS) XXIII/1966 on Policy Reform on the Basis of Economy, Finance and Development
- Resolution of the People's Consultative Assembly III/MPR/2000 on Sources of Law and Hierarchy of Laws and Regulations
- Resolution of the People's Consultative Assembly MPR IX/2001 on Agrarian Reform and Natural Resources Management
- 1899 *Indische Mijnswet* (IMW)
- Law 1/1950 on Types and Forms of Regulation
- Law 86/1958 on the Nationalisation of Dutch-Owned Companies in Indonesia
- Law 10/1959 on Cancellation of Mining Rights
- Law 1/1967 on Foreign Investment
- Law 5/1967 on Forestry
- Law 11/1967 on Basic Mining Provisions
- Law 1/1968 on Domestic Investment
- Law 4/1982 on Basic Provisions for Environmental Management
- Law 5/1990 on Conservation of Living Natural Resources and Their Ecosystems
- Law 24/1992 on Spatial Planning
- Law 23/1997 on Environmental Management
- Law 22/1999 on Regional Government
- Law 41/1999 on Forestry
- Law 10/2004 on Establishment of Laws and Regulations
- Law 19/2004 on Stipulation of Government Regulation in Lieu of Law Number 1/2004 on Amendment to Law Number 41/1999 on Forestry to Become Law
- Law 32/2004 on Regional Government
- Law 26/2007 on Spatial Planning
- Law 27/2007 on Management of Coastal Areas and Small Islands
- Law 4/2009 on Mineral and Coal Mining
- Law 32/2009 on Environmental Protection and Management
- Law 4/2011 on Geospatial Information
- Law 12/2011 on Establishment of Laws and Regulations
- Law 18/2013 on Prevention and Eradication of Forest Destruction
- Law 1/2014 on Amendments to Law Number 27 of 2007 on Management of Coastal Zone and Small Islands
- Law 21/2014 on Geothermal
- Law 23/2014 on Regional Government

- Law 39/2014 on Plantation
- Law 15/2019 on Amendments to Law Number 12 of 2011 on Establishment of Laws and Regulations
- Law 3/2020 on Amendments to Law Number 4 of 2009 on Mineral and Coal Mining
- Government Regulation in Lieu of Law 37/1960 on Mining
- Government Regulation in Lieu of Law 1/2004 on Amendments to Law Number 41/1999 on Forestry
- Government Regulation 2/1959 on Implementation of the Law on Nationalisation the Dutch-Owned Companies
- Government Regulation 3/1959 on Establishment of the Nationalisation Agency for Dutch Companies.
- Government Regulation 50/1959 on the Determination of Dutch-owned Industrial/ Mining Companies Subject to Nationalization.
- Government Regulation 29/1986 on Analysis of Environmental Impacts
- Government Regulation 51/1993 on Analysis of Environmental Impacts
- Government Regulation 27/1999 on Analysis of Environmental Impacts
- Government Regulation 25/2000 on the Authority of the Central Government and the Authority of Provinces as Autonomous Regions
- Government Regulation 75/2001 on the Second Amendment to Government Regulation 32/1969 on Implementation of Mining Law 11/1967
- Government Regulation 44/2004 on Forest Planning
- Government Regulation 26/2008 on National Spatial Planning
- Government Regulation 15/2010 on the Implementation of Spatial Planning
- Government Regulation 22/2010 on Regulation of Mining Areas
- Government Regulation 23/2010. on the Implementation of Mineral and Coal Mining Business
- Government Regulation 24/2010 on Use of Forest Areas
- Government Regulation 55/2010 on Guidance and Supervision of Mineral and Coal Mining Businesses Management
- Government Regulation 78/2010 on Reclamation and Post-Mining
- Government Regulation 27/2012 on Environmental Licensing
- Government Regulation 18/2016 on Regional Apparatus
- Government Regulation 24/2018 on Electronically Integrated Business Licensing Services
- Presidential Decree 49/1981 on Basic Provisions for the Coal Mining Exploitation Cooperation Agreement
- Presidential Decree 23/1990 on the Environmental Impact Control Agency
- Presidential Decree 4/2002 Amendment to Presidential Decree Number 108 of 2001 on Organizational Units And Duties of Echelon I Minister of State
- Presidential Decree 75/1996 on the Main Provisions of the Coal Mining Exploitation Work Agreement
- Presidential Decree 188/1998 on Procedures for Preparing Draft Laws
- Presidential Decree 44/1999 on Techniques for Drafting Law and Forms of Draft Law
- Presidential Regulation 61/2005 on Procedures for the Preparation and Management of the National Legislation Programme
- Presidential Regulation 68/2005 on Governance Mechanisms to Prepare Drafts of Laws, Drafts of Government Regulations in Lieu of Laws, Drafts of Government Regulations, and Drafts of Presidential Regulations
- Presidential Regulation 47/2009 on the Establishment and Organisation of State Ministries

- Presidential Regulation 87/2014 on Implementation Regulations for Law Number 12 of 2011 on Establishment of Laws and Regulations
- Presidential Regulation 97/2014 on the implementation of One Stop Integrated Services
- House of Representatives Regulation 08/DPRRI/2005-2006 on the Rules of the House of Representatives of the Republic of Indonesia
- House of Representatives Regulation 1/2014 on the Rules of the House of Representatives of the Republic of Indonesia
- House of Representatives Regulation 1/2020 on the Rules of the House of Representatives of the Republic of Indonesia
- Minister of Mining Decree 4/1977 on the Prevention and Handling of Disturbance and Pollution of the Environment Caused by General Mining
- Head of the Environmental Impact Control Agency Decree 136/1995 on the Organisation and Work Procedures of the Regional Environmental Impact Control Agency
- Minister of Mines and Energy Decree 1211.K /008/M.PE/1995 on Prevention and Mitigation
- Minister of Home Affairs Regulation 24/2006 on the Guidelines for the Implementation of One Door Licensing
- Minister of Energy and Mineral Resources Regulation 12/2011 on Procedures for Determining Mining Business Areas and Information Systems for Mineral and Coal Mining Areas
- Minister of Energy and Mineral Resources Regulation 25/2015 on the Delegation of Authority for Granting Licensing for the Mineral and Coal Sector within the Framework of One Door Licensing to the Head of the Investment Coordinating Board
- Minister of Energy and Mineral Resources Regulation 43/2015 on Evaluation Procedures for the Issuance of Mineral and Coal Mining Business Licences,
- Director General of General Mining Decree 07/DU/1978 on the Prevention and Control of Disturbance and Pollution as a Result of Open Mining
- Director General of General Mining Decree 09/DU/1978 on the Prevention and Countermeasures against Disturbance and Pollution as a Result of the Processing and Refining of Mineral Materials
- Director General of General Mining Decree 336.K/271/DDJP/1996 on Reclamation Guarantees
- Director General of Minerals and Coal Decree 1406/30/DJB/2012 on Standard Operating Procedures (SOP) for Processing Clean and Clear certificates

Constitutional Court Decisions

- Case number 58/PUU-XVIII/2020
- Case number 59/PUU-XVIII/2020
- Case number 60/PUU-XVIII/2020
- Case number 64/PUU-XVIII/2020
- Case number 65/PUU-XVIII/2020

Parliamentary Documents

- Academic paper, Draft Law on Mineral and Coal Mining, Directorate General of Geology and Mineral Resources, Department of Energy and Mineral Resources, 2004

- Academic Paper for the Draft Law on Amendments to Law Number 4 of 2009 concerning Mineral and Coal, House of Representatives, Republic of Indonesia, 2018.
- Minutes: Final Opinion of the National Mandate Fraction, Indonesian House of Representatives, on the Draft Law on Mineral and Coal Mining, December 16th 2008, the House of Representatives, Republic of Indonesia.
- Minutes: general hearing of the Special Committee for Mineral and Coal Mining with Experts, August 24th 2005, the House of Representatives, Republic of Indonesia.
- Minutes: general hearing of the Special Committee for Mineral and Coal Mining with experts, August 29th 2005, the House of Representatives, Republic of Indonesia.
- Minutes: general hearing of the Special Committee for Mineral and Coal Mining with experts, August 31st 2005, the House of Representatives, Republic of Indonesia.
- Minutes: general hearing of the Special Committee for Mineral and Coal Mining with experts, September 5th 2005, the House of Representatives, Republic of Indonesia.
- Minutes: general hearing of the Special Committee for Mineral and Coal Mining with experts, September 7th 2005, the House of Representatives, Republic of Indonesia.
- Minutes: general hearing of the Special Committee for Mineral and Coal Mining with experts, September 12th 2005, the House of Representatives, Republic of Indonesia.
- Minutes: general hearing of the Special Committee for Mineral and Coal Mining with experts, September 14th 2005, the House of Representatives, Republic of Indonesia.
- Minutes: hearing to discuss the Draft Mining Law between the Working Committee, Special Committee and the Directorate General of Minerals and Coal, June 21st 2006, the House of Representatives, Republic of Indonesia.
- Minutes: hearings between the working committee, special committee, and Director General of Minerals and Coal, June 22nd 2006, the House of Representatives, Republic of Indonesia.
- Minutes: public hearing meeting of the Special Committee for Mineral and Coal Mining with experts, September 21st 2005, the House of Representatives, Republic of Indonesia.
- Minutes: working meeting of the Special Committee for the Mineral and Coal Mining Bill with the Minister of Energy and Mineral Resources, July 4th 2005, the House of Representatives, Republic of Indonesia.
- Minutes: working meeting between the Special Committee for the Mineral and Coal Mining Bill and the Minister for Energy and Mineral Resources, December 7th 2005, the House of Representatives, Republic of Indonesia.
- Minutes: working meeting between the Special Committee on the Mineral and Coal Mining Bill and the Minister of Energy and Mineral Resources, January 18th 2006, the House of Representatives, Republic of Indonesia.
- Minutes: working meeting between the Special Committee on Mineral and Coal Mining Bills and the Minister of Energy and Mineral Resources, January 19th 2006, the House of Representatives, Republic of Indonesia.
- Minutes: working meeting between the Special Committee on Mineral and Coal Mining Bills and the Minister of Energy and Mineral Resources, January 25th 2006, the House of Representatives, Republic of Indonesia.
- Minutes: working meeting between the Special Committee on Mineral and Coal Mining Bills and the Minister of Energy and Mineral Resources, February 1st 2006, the House of Representatives, Republic of Indonesia.

- Minutes: working meeting between the Special Committee for the Mineral and Coal Mining Bill and the Minister of Energy and Mineral Resources, February 2nd 2006, the House of Representatives, Republic of Indonesia.
- Minutes: working meeting between the Special Committee on the Mineral and Coal Mining Bill and the Minister of Energy and Mineral Resources, February 8th 2006, the House of Representatives, Republic of Indonesia.
- Minutes: working meeting between the Special Committee on Mineral and Coal Mining Bills and the Minister of Energy and Mineral Resources, February 15th 2006, the House of Representatives, Republic of Indonesia.
- Minutes: working meeting between the Special Committee for the Mineral and Coal Mining Bill and the Minister of Energy and Mineral Resources, February 16th 2006, the House of Representatives, Republic of Indonesia.
- Minutes: working meeting between the Special Committee for the Draft Mineral and Coal Mining Law with the Minister of Energy and Mineral Resources, March 15th 2006, the House of Representatives, Republic of Indonesia.
- Minutes: working meeting between the Special Committee for the Mineral and Coal Mining Bill and the Minister of Energy and Mineral Resources, May 4th 2006, the House of Representatives, Republic of Indonesia.
- Minutes: working meeting between the Special Committee for the Mineral and Coal Mining Bill and the Minister of Energy and Mineral Resources, July 12th 2006, the House of Representatives, Republic of Indonesia.
- Minutes: working meeting (DPR Commission VII) between the Minister of Energy and Mineral Resources, the Minister of Home Affairs, the Minister of Finance, the Minister of Industry, and the Minister of Law and Human Rights, July 18th 2019.
- Minutes: working meeting between the Commission VII DPR RI, the Minister of Energy and Mineral Resources, the Minister of Home Affairs, the Minister of Finance, the Minister of Industry, and the Minister of Law and Human Rights, February 13th 2020.
- Minutes: working committee meeting on the Draft Mineral and Coal Law, Commission VII of the DPR, between the Minister of Energy and Mineral Resources and the Ministry of Industry, 11th May 2020.

References

- Abdullah, Maryati (ed.) (2017a). *Penataan Izin Batubara dalam Koordinasi dan Supervisi KPK*, PWYP – Publish What You Pay Indonesia, available at <https://pwypindonesia.org/id/laporan-penataan-izin-batubara-dalam-koordinasi-dan-supervisi-kpk/>
- Abdullah, Maryati (ed.) (2017b). *Report, Coordination and Supervision Mineral and Coal Mining Sector: Findings-Follow up-Achievement*, First edition, Publish What You Pay Indonesia
- Abdullah, Maryati (ed.) (2017c). *Reformasi Sistem Perizinan Pertambangan Mineral dan Batubara dalam Pelaksanaan Undang-Undang Pemerintah Daerah Nomor 23 Tahun 2014 dan Penerapan Sistem Pelayanan Terpadu Satu Pintu, Cetakan Pertama*, Yayasan Transparasi Sumber Daya Ekstraktif – Publish What You Pay Indonesia
- ADB – Asian Development Bank (2005). *Indonesia: Country Environment Analysis*, ADB, available at <https://www.adb.org/sites/default/files/institutional-document/32184/ino-cea-aug2005.pdf>

- Aitken, Victoria E. (2013). 'An Exposition of legislative Quality and Its Relevance for Effective Development', available at <https://www.luc.edu/media/lucedu/prolaw/documents/AITKEN%20FINAL%20ARTICLE.pdf>
- Almeida, B. Ribeiro de (2020). 'Building Land Tenure Systems: The Political, Legal, and Institutional Struggles of Timor-Leste', Leiden University dissertation, available at <https://scholarlypublications.universiteitleiden.nl/access/item%3A2968257/view>
- Anggono, Bayu Dwi (2014). *Perkembangan Pembentukan Undang-Undang di Indonesia*, Cetakan Pertama, Penerbit Konstitusi Press (KONpress)
- Arnscheidt, Julia (2009). *Debating Nature Conservation: Policy, Law and Practice in Indonesia, A Discourse Analysis of History and Present*, Leiden University Press, available at <https://scholarlypublications.universiteitleiden.nl/handle/1887/21162>
- Aspinall, Edward; Klinken, Gerry van (eds.) (2011). *The State and Illegality in Indonesia*, KITLV Press
- Aspinall, Edward (2013). 'A Nation In Fragments Patronage and Neoliberalism in Contemporary Indonesia' in *Critical Asian Studies*, 45(1) pp. 27-54
- Atkinson, Michael M. (2011). 'Lindblom's lament: Incrementalism and the Persistent Pull of the Status Quo in *Policy and Society*, 30(1), pp. 9-18
- Bacchi, Carol Lee (2009). *Analysing policy: What's the problem represented to be?* 1st edition Pearson Australia
- Bacchi, Carol; Goodwin, Susan (2016). *Poststructural Policy Analysis, A Guide to Practice*, Palgrave Pivot New York
- Bachriadi, Dianto (1998). Merana di Tengah Kelimpahan: Pelanggaran-pelanggaran HAM pada Industri Pertambangan di Indonesia, ELSAM
- Baldwin, Robert; Scott, Colin; Hood, Christopher (1998). *A Reader on Regulation*, Oxford University Press
- Baldwin, Robert; Cave, Martin; Lodge, Martin (2012). *Understanding Regulation, Theory, Strategy, and Practice*, 2nd edition, Oxford University Press
- Ballard, Chris (2001). 'Human Rights and the Mining Sector in Indonesia: A Baseline Study', *Mining, Minerals and Sustainable Development Project No. 182*, The International Institute for Environment and Development (IIED)
- Banakar, Reza; Travers, Max (2005). 'Law, Sociology and Method' in Reza Banakar, Max Travers (eds.), *Theory and Method in Socio-Legal Research*, Hart Publishing, pp. 1-25
- Bardach, Eugene; Kagan, Robert A., *Going by the Book: The Problem of Regulatory Unreasonableness*, Temple University Press, 1982
- Barr, Christopher; Resosudarmo, Ida Aju Pradnja; Dermawan, Ahmad; McCarthy, John; Moeliono Moira; Setiono, Bambang (eds.) (2006). *Decentralization of Forest Administration in Indonesia: Implications for Forest Sustainability, Economic Development and Community Livelihoods*, Center for International Forestry Research (CIFOR)
- Bartley, Tim (2014). 'Transnational Governance and the Re-centered State: Sustainability or Legality?' in *Regulation & Governance*, 8, pp. 93-109
- Bebbington, Anthony; Hinojosa, Leonith; Bebbington, Denise Humphreys; Burneo, Maria Luisa; Warnaars, Ximena (2008). 'Contention and Ambiguity: Mining and the Possibilities of Development' in *Development and Change* 39 (6), pp. 887-914
- Bedner, Adriaan (2003). 'Introduction: Environment and Law in Indonesia' in Adriaan Bedner, Nicole Niessen (eds.), *Towards Integrated Environmental Law in Indonesia?*, Research School CNWS, School of Asian, African, and Amerindian Studies

- Bedner, Adriaan; Niessen, Nicole (eds.) (2003). *Toward Integrated Environment Law in Indonesia*, Research School CNWS, School of Asian, African, and Amerindian Studies
- Bedner, A.W. (2008). 'Amalgamating Environmental Law in Indonesia' in J. Arnscheidt, B. van Rooij, J.M. Otto (eds.), *Lawmaking for Development, Explorations into the Theory and Practice of International Legislative Projects*, Leiden University Press, available at <https://library.oapen.org/handle/20.500.12657/32870>
- Bedner, Adriaan (2010). 'An Elementary Approach to the Rule of Law' in *Hague Journal on the Rule of Law*, 2, pp. 48-74.
- Bedner, Adriaan (2010). 'Consequences of Decentralization: Environmental Impact Assessment and Water Pollution Control in Indonesia', *Law and Policy*, 32(1), pp. 38-60
- Bell, Stuart, Donald McGillivray, Environmental Law, Oxford University Press, 2006.
- Bell, Stuart, Donald McGillivray, Ole W. Pedersen, Emma Lees, Elen Stokes, Environmental Law, Ninth Edition, Oxford University Press, 2017
- Bersihkan Indonesia (2020). *Curang di Lubang Tambang; Kerentanan Korupsi Jaminan Reklamasi dan Pascatambang*, Auriga Indonesia, available at https://auriga.or.id/report/getFilePdf/id/report/64/2020_curang_di_lubang_tambang_kerentan_korupsi_jamrek_pascatambang_auriga2020_bersihkanindonesia_id.pdf
- Bersihkan Indonesia; Fraksi Rakyat Indonesia (2020). *Omnibus Law: Kitab Hukum Oligarki, Para Pebisnis Tambang & Energi Kotor Dibalik Omnibus Law: Peran Konflik Keentingan & Rekam Jejak*, available at https://www.walhi.or.id/uploads/buku/Laporan%20OL%20Kitab%20Hukum%20Oligark_BI_FRI-min.pdf
- Bertea, Stefano (2005). 'The Arguments from Coherence: Analysis and Evaluation' in *Oxford Journal of Legal Studies*, 25(3), pp. 369-391
- Bertea, Stefano (2008). 'Towards a New Paradigm of Legal Certainty' in *Legisprudence*, 2(1), pp.25-45
- Birkland, Thomas A. (2019). *An Introduction to the Policy Process, Theories, Concepts, and Models of Public Policy Making*, 4th edition, Routledge
- Black, Julia (2002). 'Critical Reflections on Regulation' in *Australian Journal of Legal Philosophy*, 27, pp. 1-35
- Bouckaert, Geert; Peters, B. Guy; Verhoest, Koen (2010). *The Coordination of Public Sector Organizations: Shifting Patterns of Public Management*, 2010th edition, Palgrave Macmillan
- Buehler, Michael (2010). 'Decentralisation and Local Democracy in Indonesia: the Marginalisation of the Public Sphere' in Edward Aspinall, Marcus Mietzner (eds.), *Problems of Democratisation in Indonesia: Elections, Institutions and Society*, ISEAS
- Bugge, Hans Christian, 'Twelve fundamental challenges in environmental law An introduction to the concept of rule of law for nature' in Christina Voigt, *Rule of Law for Nature, New Dimensions and Ideas in Environmental Law*, Cambridge University Press, 2013
- Butt, Simon (2010). 'Regional Autonomy and Legal Disorder: The Proliferation of Local Laws in Indonesia' in *Singapore Journal of Legal Studies*, 1(2010), pp: 1-21
- Butt, Simon; Parsons, Nicholas (2012). 'Reining in Regional Governments? Local Taxes and Investment in Decentralised Indonesia' in *Legal Studies Research Paper*, 12(29), pp 91-106
- Butt, Simon; Lindsey, Tim (2018). *Indonesian Law*, 1st edition, Oxford University Press

- Cameron, D. ; Stanley, Michael C. (2017). *Oil, Gas, and Mining, a Sourcebook for Understanding the Extractive Industries*, International Bank for Reconstruction and Development, the World Bank, available at <https://openknowledge.worldbank.org/bitstream/handle/10986/26130/9780821396582.pdf?sequence=4&isAllowed=y>
- Cejudo, Guillermo M.; Michel, Cynthia L. (2017). 'Addressing Fragmented Government Action: Coordination, Coherence, and Integration in Policy Science, 50, pp. 745-767
- Chambliss, William J. (1979). 'On Lawmaking' in *British Journal of Law and Society*, 6(2), pp. 149-171
- Civil Society Coalition Against Mining Corruption (2016). 'Indonesia's Mining Sector: Leaking Revenues and Clearing Forests' in *Policy Brief*, Program Setapak, available at <https://programsetapak.org/wp-content/uploads/2016/10/Indonesias-mining-sector-leaking-revenues-and-clearing-forests.pdf>
- Cribb, Robert (2011). 'A System of Exemptions: Historicizing State Illegality in Indonesia' in Edward Aspinall, Gerry van Klinken (eds.), *The State and Illegality in Indonesia*, KITLV Press
- Crouch, Harold (2010). *Political Reform in Indonesia After Soeharto*, ISEAS-Yusof Ishak Institute
- Cullinan, Cormac (2013) 'The rule of Nature's law', in Christina Voigt, *Rule of Law for Nature, New Dimensions and Ideas in Environmental Law*, Cambridge University Press
- D'Hondt, Laure Yvonne (2019). *Addressing Industrial Pollution in Indonesia, The Nexus between Regulation and Redress Seeking*, Leiden University dissertation, available at <https://scholarlypublications.universiteitleiden.nl/access/item%3A2912004/download>
- Dahuri, Rokhimin, "Pengelolaan Ruang Wilayah Pesisir Dan Lautan Seiring Dengan Pelaksanaan Otonomi Daerah", *Semiloka dan Pelatihan Penataan Ruang Wilayah Propinsi, Kabupaten dan Kota Dalam Rangka Otonomi Daerah, kerjasama Bappeda Propinsi dan LPPM Unisba, Bandung* 2-3 May 2001.
- Datta, Ajoy; Jones, Harry; Febriany, Vita; Harris, Dan; Dewi, Rika Kumala; Wild, Leni; Young, John (2011). 'The Political Economy of Policy-making in Indonesia, Opportunities for Improving the Demand for and Use of Knowledge' in *Working Paper 340*, ODI- Overseas Development Institute, available at <https://odi.org/en/publications/the-political-economy-of-policy-making-in-indonesia-opportunities-for-improving-the-demand-for-and-use-of-knowledge/>
- Devi, Bernadetta; Prayogo, Doddy (2013). 'Mining Development in Indonesia: An Overview of Regulatory Framework and Policies' in *IM4DC – International Mining for Development Centre Action Research Report*, IM4DC, available at <https://www.csr.uq.edu.au/media/docs/516/Mining-and-Development-in-Indonesia.pdf>
- Director General of Minerals and Coal in Indonesia Mining Outlook 2015, 'Mineral and Coal Policy', Directorate General of Minerals and Coals Ministry of Energy and Mineral Resources, Jakarta, 28 January 2014
- Downs, Anthony (1967). *Inside Bureaucracy*, Little, Brown and Company
- Drinóczi, Tímea (2015). 'Concept of Quality in Legislation- Revisited: Matter of Perspective and a General Overview' in *Statute Law Review*, 2015, 36(3), pp. 211-227
- Driesen, Economic Instruments for Sustainable Development' in B Richardson and S Wood (eds) *Environmental Law for Sustainability* (2006)

- Dye, Thomas R. (2017). *Understanding Public Policy*, Fifteenth Edition, Pearson
- Eng, Pierre van der (2014). 'Mining and Indonesia's Economy: Institutions and Value Adding, 1870-2010' in *Center for Economic Institutions Working Paper Series 2014-5*, Institute of Economic Research, Hitotsubashi University, available at <https://hermes-ir.lib.hit-u.ac.jp/hermes/ir/re/28324/wp2014-5.pdf>
- Esman, Milton J. (1991). *Management Dimensions of Development, Perspectives and Strategies*, Kumarian Press Inc.
- Farida, Maria; Muhlizi, Arfan Faiz; Chairijah; Syamsul, Innocentius; Suhariyono; Padmanegara, Ida; Hastuty, Hesty; Wulandari, Liestiarini; Silaban, Tongam R (2008). *Laporan Kompendium Bidang Hukum Perundang-undangan*, Departemen Hukum dan Hak Asasi Manusia Republik Indonesia, Badan Pembinaan Hukum Nasional, Pusat Penelitian dan Pengembangan Sistem Hukum Nasional
- Faure, Michael; Niessen Nicole (eds.) (2006). *Environmental Law in Development, Lessons from the Indonesian Experience*, Edward Elgar Publishing Limited
- Faure, Michael; Goodwin, Morag; Weber, Franziska (2010). 'Bucking the Kuznets Curve: Designing Effective Environmental Regulation in Developing Countries' in *Virginia Journal of International Law*, 2010, 51, pp. 95-156
- Faure, Michael G. (2012). 'Instruments for Environmental Governance: What Works?' in Paul Martin, Li Zhiping, Qin Tianbao, Anel Du Plessis, Yves Le Bouthillier and Angela Williams (eds.), *Environmental Governance and Sustainability, the IUCN Academy of Environmental Law series*, Edward Elgar Publishing
- Faure, Michael G.; Partain, Roy A., *Environmental Law and Economics theory and practice*, Cambridge University Press, 2019
- Florijn, N.A. (2008). 'Quality of Legislation: A Law and Development Project' in J. Arnscheidt, B. van Rooij, J.M. Otto (eds.), *Lawmaking for Development, Explorations into the Theory and Practice of International Legislative Projects*, Leiden University Press, available at <https://library.oapen.org/handle/20.500.12657/32870>
- Fluckiger, Alexandre (2008). 'The Ambiguous Principle of The Clarity of Law' in Anne Wagner, Sophie Cacciaguidi-Fahy (eds.), *Obscurity and Clarity in the Law, Prospects and Challenges*, 1st edition, Ashgate Publishing
- Fluckiger, Alexandre (2010). 'Concluding Remarks, Can Better Regulation be Achieved by Guiding Parliaments and Governments? How the Definition of the Quality of Legislation Affects Law Improvement Methods' in *Legisprudence*, 4, pp. 213-218
- Platjouw, Froukje Maria (2013) 'The need to recognize a coherent legal system as an important element of the ecosystem approach' in Christina Voigt, *Rule of Law for Nature, New Dimensions and Ideas in Environmental Law*, Cambridge University Press
- Fuller L., *The Morality of Law*, New Haven: Yale University Press 1976.
- Fünfgeld, A. (2016). 'The state of coal mining in East Kalimantan: Towards a political ecology of local stateness' in ASEAS – *Austrian Journal of South-East Asian Studies*, 9(1), pp. 147-162
- Gandataruna, Kosim ; Haymon, Kirsty (2011). 'A dream denied? Mining legislation and the Constitution in Indonesia' in *Bulletin of Indonesian Economic Studies*, 47(2), pp. 221-231
- Gashabizi, Alain Songa (2013). 'In Pursuit of Clarity: How Far Should the Drafter Go' in *Commonwealth Law Bulletin*, 39(3), pp. 415-422
- Gellert, Paul K.; Andiko (2015). 'The Quest for Legal Certainty and the Reorganization of Power: Struggles over Forest Law, Permits, and Rights in Indonesia in *The Journal of Asian Studies* 74(3), pp. 639-666

- Gellert, Paul K. (2010). 'Extractive Regimes: Toward a Better Understanding of Indonesian Development' in *Rural Sociology*, 75(1), pp. 28-57.
- Grantham, Ross B.; Jensen, Darryn (2016). 'Coherence in the Age of Statutes' in *Monash University Law Review*, 42(2), pp. 360-382
- Grossman, Guy; Pierskalla, Jan H.; Dean, Emma Boswell (2017). 'Government Fragmentation and Public Goods Provision' in *The Journal of Politics*, 79(3)
- Gunningham, Neil, Peter Grabosky, Smart Regulation: Designing Environmental Policy, Clarendon Press, 1998
- Gunningham, Neil; Sinclair, Darren (1999) 'Regulatory Pluralism: Designing Policy Mixes for Environmental Protection', 21 LAW & POL'y 49
- Gunningham N, Sinclair, D. (2002) *Leaders & Laggards*. Sheffield, UK: Greenleaf
- Gunningham, Neil (2009). 'Environment Law, Regulation and Governance: Shifting Architectures' in *Journal of Environmental Law*, 21(2), pp. 179-212
- Gunningham, Neil; Holley, Cameron (2016). 'Next-Generation Environmental Regulation: Law, Regulation, and Governance', in *The Annual Review of Law and Social Science*, 12, pp. 273-293
- Hadiz, Vedi R (2004). 'The rise of neo-Third Worldism? the Indonesian trajectory and the consolidation of illiberal democracy' in *Third World Quarterly*, 2004, 25:1, pp. 55-71
- Hadiz, Vedi R.; Robison, Richard (2013). 'The Political Economy of Oligarchy and the Reorganization of Power in Indonesia' in *Indonesia*, No. 96, Special Issue: *Wealth, Power, and Contemporary Indonesian Politics*, pp. 35-57
- Hage, Jaap (2004). 'Law and Coherence' in *Ratio Juris* 17(1), pp. 87-105
- Halik, Abdul (2014). 'Kajian Pengembangan Kebijakan Pelayanan Terpadu Satu Pintu (PTSP) Melalui Perspektif Indikator Kinerja Utama (IKU)' in *Jurnal Bina Praja: Journal of Home Affairs Governance*, 6(1), pp. 1-18, available at <https://jurnal.kemendagri.go.id/index.php/jbp/article/view/7/7>
- Hardjasoemantri, Koesnadi (1996). *Hukum Tata Lingkungan*, edisi keenam, Gadjah Mada University Press
- Hariningsih, Sri (2004). *Komentar Singkat terhadap Undang-Undang Republik Indonesia Nomor 10 Tahun 2004 tentang Pembentukan Peraturan Perundang-Undangan* in *Jurnal Legislasi Indonesia*, 1(2), pp.11-20
- Hayati, Tri; Iriani, Sukesti; P, Yusmid A.; Sahala, Supriatna; Siregar, Hendrik; Heramba, Didik; Wijayanti, Nuryanti; Shofiya, Iva; Haryani; Utami, Isthiningsih Wahyu Satiti (2013). *Analisis dan Evaluasi Peraturan Perundang-Undangan tentang Mineral dan batubara di Kawasan Hutan Lindung*, Pusat Perencanaan Pembangunan Hukum Nasional Badan Pembinaan Hukum Nasional Kementerian Hukum Dan Hak Asasi Manusia Republik Indonesia
- Hayati, Tri; Cornelius, Conrado M.; Wibisana, Andri G. (2020). 'Why reclamation bonding mechanisms fail in Indonesia' in *Journal of Energy & Natural Resources Law*, 2020
- Hayati, Tri (2015). *Era Baru Hukum Pertambangan: Di Bawah Rezim UUU No. 4 Tahun 2009*, Yayasan Pustaka Obor Indonesia
- Herjuna, Surya; Anggara, Dimar Wahyu; Raharja, Bayu (2015). *Pemanfaatan Aplikasi SIG Berbasis Web untuk Penataan Sektor Pertambangan Indonesia*, Simposium Nasional Sains Geoinformasi IV: Penguatan Peran Sains Informasi Geografi dalam Mendukung Penanganan Isyu-Isyu Strategis Nasional

- Hidayat, Fatah; Sutomo; Sunarko, Bagus Sigit (2018) *Implementasi Pelayanan Terpadu Satu Pintu (PTSP): Pendelegasian Kewenangan Setengah Hati (Studi terhadap Penyelenggaraan PTSP di Badan Pelayanan Perizinan Terpadu Kabupaten Banyuwangi)* in *Jurnal Politico*, 18(1), pp. 144-163, available at <http://jurnal.unmuhjember.ac.id/index.php/POLITICO/article/view/1377>
- Hidayati, Nur (2021). 'Undang-Undang Nomor 3 Tahun 2020: Penderitaan Berkelanjutan bagi Rakyat dan Lingkungan Hidup' in Umam, Ahmad Khoirul (ed.), *Kuasa Oligarki atas Minerba Indonesia?, Analisis Pasca Pengesahan UUU Nomor 3 Tahun 2020 tentang Pertambangan Minerba*, Universitas Paramadina, available at <https://repository.paramadina.ac.id/152/1/Kuasa%20Oligarki%20atas%20Minerba%20Indonesia%20%28New%20Version%29.pdf>
- Hikam, Muhammad A.S, 'Pembentukan Undang-Undang Berdasarkan Program Legislasi Nasional', *Jurnal Legislasi Indonesia*, Vol. 2 No. 1 – Maret 2005
- ICG-International Crisis Group (2001). *Indonesia: Natural Resources And Law Enforcement*, ICG Asia Report No. 29, ICG, available at <https://icg-prod.s3.amazonaws.com/29-indonesia-natural-resources-and-law-enforcement.pdf>
- Indrarto, Giorgio Budi; Murharjanti, Prayekti; Khatarina, Josi; Pulungan, Irvan; Ivalerina, Feby; Rahman, Justitia; Prana, Muhar Nala; Resosudarmo, Ida Aju Pradnja; Muharrom, Efrian (2012). *The context of REDD+ in Indonesia, Drivers, agents and institutions*, Center for International Forestry Research (CIFOR), available at https://www.cifor.org/publications/pdf_files/OccPapers/OP-216.pdf
- IGF – Intergovernmental Forum on Mining, Minerals, Metal, and Sustainable Development (2013). *Mining Policy Framework, Mining and Sustainable Development*, IGF, available at <https://www.igfmining.org/wp-content/uploads/2018/08/MPF-EN.pdf>
- IMI – Indonesian Mining Institute (2018). *Report on Indonesia Mining Sector Diagnostic*, the World Bank, available at <https://openknowledge.worldbank.org/handle/10986/33087>
- Irianto, Sulistyowati (2012). 'Memperkenalkan Kajian Sosio-legal dan Implikasi Metodologisnya in Adriaan W. Bedner, Sulistyowati Irianto, Jan Michiel Otto, Theresia Dyah Wirastri (eds.) *Kajian Sosio-Legal*, Edisi Pertama, Pustaka Larasan
- ISMA, ROSYIDA, *Political Ecology of Tin Mining: A Study on Marginalization of Coastal Resource Dependent Communities in Indonesia*, theses (doctoral), Hokkaido University, https://eprints.lib.hokudai.ac.jp/dspace/bitstream/2115/76470/1/Isma_Rosyida.pdf
- JATAM – Jaringan Advokasi Tambang (2020), *Terus Melegitimasi Lubang Kematian*, available at <https://www.jatam.org/terus-melegitimasi-lubang-kematian/>
- Jinshan, Li; Tuo, Ye (2012), 'Fragmented government: theories and facts in China. An Interdisciplinary Journal on Greater China.' *The China Review. An Interdisciplinary Journal on Greater China*, 14 (1), pp. 23-64
- Jong, Edwin B. P. de; Knippenberg, Luuk; Bakker, Laurens (2017). 'New frontiers: an enriched perspective on extraction frontiers in Indonesia' in *Critical Asian Studies*, 49(3), pp. 330-348
- Kagan, Robert A.; Gunningham, Neil; Thornton, Dorothy (2003). 'Explaining Corporate Environmental Performance: How Does Regulation Matter?' *Law & Society Review*, Volume 37, Number 1
- Kartikasari, Feby Ivalerina; Priyanta, Maret; Tresya Dewi, Kusumawardhani, Wulan (2012). *Perizinan Terpadu untuk Perbaikan Tata Kelola Hutan di Indonesia: Studi Kasus Kalimantan Tengah*, Indonesian Center for Environmental Law

- Kartodihardjo, Hariadi; Nagara, Grahast; Situmorang, Abdul Wahib (2015). 'Transaction Cost of Forest Utilization Licenses: Institutional Issues' in *Jurnal Manajemen Hutan Tropika*, 21(3), pp. 184-191, available at <https://journal.ipb.ac.id/index.php/jmht/article/view/10793>
- Kartodihardjo, Hariadi; Cahyono, Eko; Asfinawati; Syah, Merah Johan; Primayogha, Egi (2020). *Kajian Korupsi Sumber Daya Alam, Mengungkap Agenda Gelap Kebijakan Sumber Daya Alam*, Institut Pertanian Bogor
- Kartodihardjo, Hariadi (2022). *Mengapa Ego Sektoral Bukan Pelanggaran Hukum*, Forest Digest, available at <https://www.forestdigest.com/detail/1555/apa-itu-ego-sektoral>
- Karpen, Ulrich, 'Giving Effect to European Fundamental Rights Through Evaluation of Legislation', *Statute Law Review*, Volume 23, Number 3 pp. 191-202, 2002
- Karpen, Ulrich (2013), 'Comparative Law: Perspectives of Legislation', *Anuario Iberoamericano de Justicia Constitucional*, Madrid (2013), 17, pp. 141-185
- Khatarina, Josi (2019). *Decentralisation, Law, and the Failure of Palm Oil Licensing*, Melbourne Law School, The University of Melbourne, available at <https://minerva-access.unimelb.edu.au/items/f84b40ca-21f0-5ef7-95f4-7d03e37f3861>
- Kingdon, John W. (2014). *Agendas, Alternatives, and Public Policies*, Pearson Education Limited
- Kiss, Alex; Shelton Dinah L. (2007). *Guide to International Environmental Law*, 1st edition, Brill Nijhoff
- Koalisi Anti Mafia Sumber Daya Alam (2017). 'Saatnya Kerja Nyata Selamatkan Sumber Daya Alam' in *Policy Brief, Program Setapak*, available at <https://programsetapak.org/wp-content/uploads/2017/01/saatnya-kerja-nyata-selamatkan-SDA.pdf>
- KPK – Komisi Pemberantasan Korupsi (2018). *Kajian Harmonisasi Undang-Undang di Bidang Sumber Daya Alam dan Lingkungan Hidup*, KPK, available at http://ikata.or.id/wp-content/uploads/2018/12/Kajian-Harmonisasi-Undang-Undang-di-Bidang-SDA-LH_2018.pdf
- Kress, Ken (1993). 'Coherence and Formalism' in *Harvard Journal of Law and Public Policy*, 16(3), pp. 639-682
- Kumah, Abraham (2006). 'Sustainability and Gold Mining in the Developing World' in *Journal of Cleaner Production*, 14, pp. 315-323
- Kurzon, Dennis (1985). 'Clarity and Word Order in Legislation' in *Oxford Journal of Legal Studies*, 5(2), pp. 269-275
- Lazarus, Richard J. (2004). *The Making of Environmental Law*, University of Chicago Press
- Lemos, Maria Carmen; Agrawal, Arun (2006). 'Environmental Governance' in *Annual Review of Environment and Resources*, 31, pp. 297-325
- Levenbook, Barbara Baum (1984). 'The Role Of Coherence in Legal Reasoning in *Law and Philosophy* 3(1984), pp. 355-374
- MacCormick, N. (1984). 'Coherence in Legal Justification' in A. Peczenik, L. Lindahl, B.V. Roermund (eds.), *Theory of Legal Science*, Synthese Library vol 176, Springer
- McGarry, John (2013). 'The Possibility and Value of Coherence' in *Liverpool Law Review*, 34, pp. 17-26
- Mader, Luzius (2001). 'Evaluating the Effects: A Contribution to the Quality of Legislation' in *Statute Law Review*, 22(2), pp. 119-131
- Majambere, Esther (2011). 'Clarity, Precision and Unambiguity: Aspects for Effective Legislative Drafting' in *Commonwealth Law Bulletin*, 37(3), pp. 417-426
- Martin, Paul; Craig, Donna (2015). 'Accelerating the Evolution of Environmental Law through Continuous Learning from Applied Experience in Paul Martin, Amanda Kennedy (eds.), *Implementing Environmental Law, the IUCN Academy of Environmental Law series*, Edward Elgar Publishing

- Martin, Paul; Kennedy, Amanda (2015). 'Introduction' in Paul Martin, Amanda Kennedy (eds.), *Implementing Environmental Law, the IUCN Academy of Environmental Law series*, Edward Elgar Publishing
- Martin, Paul; Boer, Ben; Slobodian, Lydia (eds.) (2016). *Framework for Assessing and Improving Law for Sustainability, A Legal Component of a Natural Resource Governance Framework*, IUCN- International Union for Conservation of Nature and Natural Resources, Gland, Switzerland, pp. i-xii + 1-126
- Maryati, Abdullah,. *Editor Coordination and Supervision Mineral and Coal Mining Sector: Findings-Follow up-Achievement REPORT*, First edition: 2017, Publish What You Pay Indonesia
- Maryudi, Ahmad (2016), 'Choosing Timber Legality Verification as a Policy Instrument to Combat Illegal Logging in Indonesia' in *Forest Policy and Economics*, 68, pp. 99-104
- Matschullat, Jörg; Gutzmer, Jens (2019). 'Mining and Its Environmental Impacts' in James W. LaMoreaux (ed.), *Environmental Geology, a Volume in the Encyclopedia of Sustainability Science and Technology*, 2nd edition, Springer
- McCarthy, John F. (2011). 'The Limits of Legality: State, Governance and Resource Control in Indonesia' in Edward Aspinall, Gerry van Klinken (eds.), *The State and Illegality in Indonesia*, KITLV Press
- Meehan, Fiona; Tacconi, Luca (2017). 'A framework to Assess the Impacts of Corruption on Forests and Prioritize Responses in *Land Use Policy*, 60, pp. 113-122
- Moeliono, T. P. (2011, December 13). *Spatial management in Indonesia: from planning to implementation: cases from West Java and Bandung: a socio-legal study*. Retrieved from <https://hdl.handle.net/1887/18242>
- Mousmouti, Maria (2012). 'Operationalising Quality of Legislation through the Effectiveness Test' in *Legisprudence*, 6(2), pp. 191-206
- Mousmouti, Maria (2018). 'Making Legislative Effectiveness an Operational Concept: Unfolding the Effectiveness Test as a Conceptual Tool for Lawmaking' in *European Journal of Risk Regulation*, 9(2018), pp. 445-464
- Maria, Mousmouti (2019). *Designing Effective Legislation*, Edward Elgar Publishing
- Marr, Carolyn (1993). *Digging Deep: The Hidden Costs of Mining in Indonesia*, Down to Earth, International Campaign for Ecological Justice in Indonesia and Minewatch
- Mccarthy, John F. (2004). 'Changing to Gray: Decentralization and the Emergence of Volatile Socio-Legal Configurations in Central Kalimantan, Indonesia' in *World Development*, 32(7), pp. 1199-1223
- McMahon, Gary Elly; Subdibjo, Rasdiani; Aden, Jean; Bouzaher, Aziz; Dore, Giovanna; Kunanayagam, Ramanie (2000). 'Mining And The Environment In Indonesia: Long-Term Trends And Repercussions Of The Asian Economic Crisis' in *EASES Discussion Paper Series*, the Environment and Social Development Unit (EASES)
- Meier, Kenneth J.; Krause, George A. (2003). 'The Scientific Study of Bureaucracy: An Overview' in George Krause, Kenneth J. Meier (eds.), *Politics, Policy, and Organizations: Frontiers in the Scientific Study of Bureaucracy*, University of Michigan Press
- Naturvårdsverket; UNDP – United Nations Development Programme (2018). *Extracting Good Practices, A Guide for Governments and Partners to Integrate Environment and Human Rights into the Governance of the Mining Sector*, United Nations Development Programme, available at <https://www.undp.org/publications/guide-governments-and-partners-integrate-environment-and-human-rights-governance-mining-sector>

- Niessen, Nicole (2003). 'The Environmental Management Act of 1997: Comprehensive and Integrated?' in Andriaan Bedner, Nicole Niessen (eds.), *Towards Integrated Environmental Law in Indonesia?*, Research School CNWS, School of Asian, African, and Amerindian Studies
- NRGI Reader (2015). *Granting Rights to Natural Resources, Determining Who Takes Natural Resources Out of the Ground*, NGRI – Natural Resource Governance Institute, available at https://www.resourcegovernance.org/sites/default/files/nrgi_Granting-Rights.pdf
- Nugraha, Safri; Hilmy, Yunan; A.R., Mustopadidjaja; Thaib, Dahlan; Hamdi, Muchlis; Abdullah, Abdul Gani; Muchsan; Prasajo, Eko; Andayani, Dwi; Nurmadjito; Ubbe, Ahmad; Jati, Rahendro (2006). *Perencanaan Pembangunan Hukum Nasional (PPHN) Bidang Administrasi Negara*, Badan Pembinaan Hukum Nasional, Departemen Hukum dan Hak Asasi Manusia
- Nurrochmat, Dodik Ridho; Dharmawan, Arya Hadi; Obidzinski, Krystof; Dermawan, Ahmad; Erbaugh, James Thomas (2016). 'Contesting national and international forest regimes: Case of timber legality certification for community forests in Central Java, Indonesia' in *Forest Policy and Economics*, 68, pp. 54-64
- Obidzinski, Krystof; Dermawan, Ahmad; Andrianto, Agus; Komarudin, Heru; Hernawan, Dody (2014). 'The timber legality verification system and the voluntary partnership agreement (VPA) in Indonesia: Challenges for the small-scale forestry sector' in *Forest Policy and Economics*, 48, pp. 24-32
- Obidzinski, Krystof; Kusters, Koen (2015). 'Formalizing the Logging Sector in Indonesia: Historical Dynamics and Lessons for Current Policy Initiatives' in *Society & Natural Resources*, 28(5), pp. 530-542
- O'Callaghan, Terry (2010). 'Patience is a Virtue: Problems of Regulatory Governance in the Indonesian Mining Sector' in *Resources Policy*, 35, pp. 218-225
- O'Callaghan, Terry; Vivoda, Vlado (2015). 'Problems of Regulatory Governance in the Mining Sector in Asia' in *Transnational Corporations*, 22(1), pp. 31 – 57
- OECD – Organisation for Economic Co-operation and Development (1992), OCDE/GD(92)81, The Polluter-Pays Principle, OECD Analyses and Recommendations Environment Directorate Organisation for Economic Co-Operation and Development Paris 1992, [https://www.oecd.org/officialdocuments/publicdisplaydocummentpdf/?cote=OCDE/GD\(92\)81&docLanguage=En](https://www.oecd.org/officialdocuments/publicdisplaydocummentpdf/?cote=OCDE/GD(92)81&docLanguage=En)
- Oliver-Lalana, A. Daniel (2016a), 'On the (Judicial) Method to Review the (Legislative) Method', in *The Theory and Practice of Legislation*, 4(2), pp. 135-153
- Oliver-Lalana, A. Daniel Oliver (2016b). 'Legitimacy through Rationality: Parliamentary Argumentation as Rational Justification of Laws' in Luc J. Wintgens, *The Theory and Practice of Legislation: Essays in Legisprudence*, Routledge
- Otto, James; Naito, Koh; Pring, George (Rock) (1999). 'Environmental Regulation of Exploration and Mining Operations in Asian countries' in *Natural Resources Forum*, 23, pp. 323-334
- Otto, Jan Michiel (2003). 'Incoherence in Environmental Law and the Solutions of Co-ordination, Harmonisation and Integration in Andriaan Bedner, Nicole Niessen (eds.), *Towards Integrated Environmental Law in Indonesia?*, Research School CNWS, School of Asian, African, and Amerindian Studies
- Otto, J.M.; Stoter, W.S.R.; Arnscheidt, J. (2008). 'Using Legislative Theory to Improve Law and Development Projects in J. Arnscheidt, B. van Rooij, J.M. Otto (eds.), *Lawmaking for Development, Explorations into the Theory and Practice of International Legislative Projects*, Leiden University Press, available at <https://library.oapen.org/handle/20.500.12657/32870>

- Pal, Leslie A. (2011). 'Assessing Incrementalism: Formative Assumptions, Contemporary Realities' in *Policy and Society*, 30(1), pp. 29-39
- Paramitha, Dyah; Sembiring, Raynaldo; Fatimah, Isna (eds) (2022). 'Beberapa Kritik Hukum Terhadap Perubahan UU No. 4 Tahun 2009 Tentang Mineral dan Batubara', *Seri Analisis ICEL*, available at <https://icel.or.id/id-id/kerja-kami/publikasi/seri-analisis/v/beberapa-kritik-hukum-terhadap-perubahan-uu-no-4-tahun-2009-tentang-mineral-dan-batubara>
- Parsons, Wayne (1995). *Public Policy, an Introduction to the Theory and Practice of Policy Analysis*, Edward Elgar
- Peczenik, Aleksander, 'Law, Morality, Coherence and Truth', *Ratio Juris* 7, no. 2 (July 1994): 146-176
- Peluso, Nancy Lee; Afiff, Suraya ; Rachman, Noer Fauzi (2008). 'Claiming the Grounds for Reform: Agrarian and Environmental Movements in Indonesia', *Journal of Agrarian Change*, Vol. 8 Nos. 2 and 3, April and July 2008, pp. 377-407.
- Peschka, V. (1984). 'The Quality of Legislation' in *Acta Juridica Academiae Scientiarum Hungaricae*, 26 (3-4) pp. 287-292
- Peters, B. Guy (1998). 'Managing Horizontal Government: The Politics of Co-ordination' in *Public Administration*, 76, pp. 295-311
- Popelier, Patricia, Five Paradoxes on Legal Certainty and the Lawmaker, 2 *Legisprudence* 47 2008
- Popelier, Patricia; Verlinden, Victoria (2009). 'The Context of the Rise of Ex Ante Evaluation' in Jonathan Verschuuren (ed.), *The impact of legislation: A Critical Analysis of Ex Ante Evaluation*, Brill Nijhoff
- Pramusinto, Agus (2016). 'Weak central authority and fragmented bureaucracy: a study of policy implementation in Indonesia' in Jon S. T. Quah (ed.), *The Role of the Public Bureaucracy in Policy Implementation in Five ASEAN Countries*, Cambridge University Press
- Pressman, Jeffrey L.; Wildavsky, Aaron. (1973). *Implementation: How Great Expectations in Washington are Dashed in Oakland: Or, Why It's Amazing that Federal Programs Work at All, This Being a Saga of the Economic Development Administration as Told by Two Sympathetic Observers who Seek to Build Morals on a Foundation of Ruined Hopes*, University of California Press
- Primayogha, Egi (2021). 'Revisi UU Minerba: Dalam Cengkeraman Oligarki dan State Capture' in Umam, Ahmad Khoirul (ed.), *Kuasa Oligarki atas Minerba Indonesia?*, *Analisis Pasca Pengesahan UUU Nomor 3 Tahun 2020 tentang Pertambangan Minerba*, Universitas Paramadina, available at <https://repository.paramadina.ac.id/152/1/Kuasa%20Oligarki%20atas%20Minerba%20Indonesia%20%28New%20Version%29.pdf>
- Purnamasari, Umi; Saputro, Putut; Damanik, Iqbal; Kanti; Ardhyanti, Ermy; Prakoso, Andika (2017). 'Framing Coal to be Legitimate I: A Historical Overview on Multi Regulation of Coal Mining Sector in Indonesia' in *Working Paper Article 33 Indonesia WP 13/2017*, Article 33 Indonesia
- PWC – PricewaterhouseCoopers (2019). *Mining in Indonesia, Investment and Taxation Guide*, 11th edition, PWC <https://www.pwc.com/id/en/pwc-publications/industries-publications/energy--utilities---mining-publications/mining-guide-2019.html>
- Rainey, Hal Griffin (2014). *Understanding and Managing Public Organizations*, 5th edition, Jossey-Bass, A Wiley Brand

- Rahmadi, Takdir (2006). 'Toward Integrated Environmental Law: Indonesian Experiences So Far and Expectations of a Future Environmental Management Act in Michael Faure, Nicole Niessen (eds.), *Environmental Law in Development, Lessons from the Indonesian Experience*, Edward Elgar Publishing Limited
- Rainey, Hal G. (2009). *Understanding and Managing Public Organizations*, 4th Edition, Jossey-Bass A Wiley Imprint
- Rangkuti, Siti Sundari (2005). *Hukum Lingkungan dan Kebijakan Lingkungan Nasional*, Airlangga University Press
- Raz, Joseph (1992). 'The Relevance of Coherence' in *Boston University Law Review*, 72(2), pp. 273-321
- Resosudarmo, Budy P.; Resosudarmo, Ida Aju Pradnja; Sarosa, Wijayono; Subiman, Nina L. (2009). 'Socioeconomic Conflicts in Indonesia's Mining Industry' in Richard Cronin, Amit Pandya (eds.), *Exploiting Natural Resources, Growth, Instability, and Conflict in the Middle East and Asia*, the Henry L. Stimson Center, available at <https://www.jstor.org/stable/pdf/resrep10917.8.pdf>
- Resosudarmo, Budy P.; Nawir, Ani A.; Resosudarmo, Ida Aju P.; Subiman, Nina L. (2012). 'Forest Land Use Dynamics in Indonesia' in *Working Paper Trade and Development No. 2012/01*, Arndt-Corden Department of Economics Crawford School of Economics and Government, Australian National University, available at https://acde.crawford.anu.edu.au/sites/default/files/publication/acde_crawford_anu_edu_au/2016-10/wp_econ_2012_01_resosudarmo_0.pdf
- Resosudarmo, Ida Aju Pradnja; Oka, Ngakan Putu; Mardiah, Sofi; Utomo, Nugroho Adi (2014). 'Governing Fragile Ecologies: A Perspective on Forest and Land-based Development in the regions' in Hal Hill (ed.), *Regional Dynamics in a Decentralized Indonesia*, ISEAS Publishing
- Robinson, Kathryn (2016). 'Mining, Land and Community Rights in Indonesia' in John F. McCarthy, Kathryn Robinson (eds.), *Land and Development in Indonesia: Searching for the People's Sovereignty*, ISEAS Publishing, Indonesia Update Series 27, pp. i-xxiii + 1-382
- Richard, M. (2019). 'Clarity Doctrines' in *The University of Chicago Law Review*, 86(6), pp 1497-1562
- Robert, Alexy; Peczenik, Aleksander (1990). 'The Concept of Coherence and Its Significance for Discursive Rationality' in *Ratio Juris* 3(S1), pp. 130-147
- Rooij, B. van. (2006). *Regulating Land and Pollution in China: Lawmaking, Compliance, and Enforcement: Theory and Cases*, Leiden University Press, available at <https://scholarlypublications.universiteitleiden.nl/handle/1887/5433>
- Ross, Corey (2014). 'The Tin Frontier: Mining, Empire, and Environment in Southeast Asia, 1870s- 1930s', in *Environmental History*, 19, pp. 454-479
- Santosa, Mas Achmad; Khatarina, Josi; Suwana, Aldilla Stephanie (2013). 'The Progress on Governing REDD+ In Indonesia' in *International Journal of Rural Law and Policy, REDD+ and the Legal Regime of Mangroves, Peatlands and Other Wetlands: ASEAN and the World*, special edition, available at <https://core.ac.uk/download/pdf/213630356.pdf>
- Sartono, (2021). 'Membaca Ulang arah Perubahan Undang-Undang Minerba' in Umam, Ahmad Khoirul (ed.), *Kuasa Oligarki atas Minerba Indonesia?, Analisis Pasca Pengesahan UU Nomor 3 Tahun 2020 tentang Pertambangan Minerba*, Universitas Paramadina, available at <https://repository.paramadina.ac.id/152/1/Kuasa%20Oligarki%20atas%20Minerba%20Indonesia%20%28New%20Version%29.pdf>

- Sauri, Sofiyan (ed.) (2020). *Tantangan Integritas Bisnis Tambang di Indonesia*, Universitas Paramadina, available at <https://repository.paramadina.ac.id/151/1/Tantangan%20Integritas%20Bisnis%20Tambang%20di%20Indonesia%20%28New%20Version%29.pdf>
- Schulte Nordholt, Henk; Klinken, Gerry van (2007). 'Introduction' in Henk Schulte Nordholt, Gerry van Klinken (eds.), *Renegotiating Boundaries: Local Politics in Post-Suharto Indonesia*, KITLV Press
- Seidmann A.; Seidmann R.; Abeyesekere, N. (2001). *Legislative Drafting for Democratic Social Change: A Manual for Drafters*, Kluwer Law International
- Seidman, A.W.; Seidman, R.B. (2008). 'Lawmaking, Development and the Rule of Law in J. Arnscheidt, B. van Rooij, J.M. Otto (eds.), *Lawmaking for Development, Explorations into the Theory and Practice of International Legislative Projects*, Leiden University Press, available at <https://library.oapen.org/handle/20.500.12657/32870>
- Seidman, Ann; Seidman, Robert B. (2009). 'ILTAM: Drafting Evidence-Based Legislation for Democratic Social Change', in *Boston University Law Review*, 89(435), pp. 435-485
- Sembiring, Simon Fellix (2019). *Satu Dekade Nasionalisme Pertambangan, Mengungkap: Karut-marutnya Implementasi UU Minerba dan Divestasi Freeport yang Penuh Jebakan*, Gatra Pustaka
- Setiawan, Agus (2015). 'The Discovery of Oil And The Urgency of The Dutch Indies Mining Act 1899' in *Buletin Al-Turas*, 21(2), pp. 295-231, available at <https://journal.uinjkt.ac.id/index.php/al-turats/article/view/3844/pdf>
- Setyowati, Abidah; McDermott, Constance L. (2017). 'Commodifying Legality? Who and What Counts as Legal in the Indonesian Wood Trade' in *Society & Natural Resources*, 30(6), pp. 750-764
- Shahab, Nabiha (2016). *Indonesia: One Map Policy*, Open Government Partnership, Available At https://www.opengovpartnership.org/wp-content/uploads/2001/01/case-study_Indonesia_One-Map-Policy.pdf
- Shapiro, Scott J. (2011), *Legality*, The Belknap Press of Harvard University Press
- Siehr, Angelika (2016). 'Symbolic Legislation Under Judicial Control' in Klaus Meßerschmidt, A. Daniel Oliver-Lalana (eds.), *Rational Lawmaking under Review, Legisprudence According to the German Federal Constitutional Court*, Springer International Publishing
- Siems, Mathias M. (2008). 'Legal Originality' in *Oxford Journal of Legal Studies*, 28(1), pp. 147-164
- Spiegel, Samuel J. (2012). 'Governance Institutions, Resource Rights Regimes, and the Informal Mining Sector: Regulatory Complexities in Indonesia' in *World Development*, 40(1), pp. 189-205
- Suryantoro S.; Manaf, M.H. (2002). 'The Indonesian Energy And Mineral Resources Development and Its Environmental Management to Support Sustainable National Economic Development', paper presented in The OECD Conference In Foreign Direct Investment And Environment In Mining Sector Paris, 7 – 8 February 2002
- Tala, Jyrki (2010). 'Better Regulation through Programs and Quality Standards – Are New Perspectives Needed' in *Legisprudence* 4(2), pp. 193-212
- Tamanaha, Brian Z. (2017). *A Realistic Theory of Law*, Cambridge University Press
- TII-Transparency International Indonesia, *penilaian risiko korupsi dalam pemberian izin usaha pertambangan*, TII 2017

- https://transparency.org.au/wp-content/uploads/2019/10/Indonesia-Report_Bahasa.pdf
- Turner, Mark; Prasjo, Eko; Sumarwono, Rudiarto (2019). 'The Challenge of Reforming Big Bureaucracy in Indonesia' in *Policy Studies*, pp. 1-29
- UKP-PPP-Unit Kerja Presiden Bidang Pengawasan dan Pengendalian Pembangunan, (2014) *Cetak Biru Satu Data untuk Pembangunan Berkelanjutan*, UKP-PPP
- UN- United Nations (2002), Berlin Guidelines II, Guidelines for Mining and Sustainable Development, United Nations
- UNDP – United Nations Development Programme; UN Environment (2018). *Managing mining for sustainable development, a Sourcebook*, UN Environment and UNDP, available at <https://www.undp.org/asia-pacific/publications/managing-mining-sustainable-development-sourcebook>
- United Nations Department of Economic and Social Affairs (UNDESA) and United Nations Environmental Programme Industry and Development (UNEP), 'Environmental Guidelines for Mining Operations'. http://commdev.org/files/814_file_UNEP_UNDESA_EnvGuidelines.pdf
- Vanterpool, Varen (2007). 'A Critical Look at Achieving Quality in Legislation' in *European Journal of Law Reform*, 9(2), pp. 167-204
- Vel, Jacqueline; Zakaria, Yando; Bedner, Adriaan (2017). 'Law-Making as a Strategy for Change: Indonesia's New Village Law' in *Asian journal of law and society*, 4(2), pp.447-471
- Verschuuren, Jonathan; Gestel, Rob van (2009). 'Ex Ante Evaluation of Legislation: An Introduction' in Jonathan Verschuuren (ed.), *The Impact of Legislation: A Critical Analysis of Ex Ante Evaluation*, Brill Nijhoff
- Venugopal, Varsha (2014). 'Assessing Mineral Licensing in a Decentralized Context: The Case of Indonesia' in *Natural Resource Governance Institute Policy Paper*, NRGI, available at https://resourcegovernance.org/sites/default/files/documents/pub_assessingminerallicensing_20160809.pdf
- Voermans, W.; Eijlander, Philip; Van Gestel, Rob; De Leeuw, Ivo; De Moor-van Vught, Adriënné; and Prechal, Sacha (2000). 'Quality, Implementation and Enforcement, A Study into the Quality of EC rules and the impact on the implementation and enforcement within the Netherlands' in, Leiden University, http://www.law.leidenuniv.nl/general/img/qualityreport_tcm11-5332.pdf. (accessed 25 July, 2006). Available in <https://scholarlypublications.universiteitleiden.nl/access/item%3A2732610/download>
- Voermans, Wim (2009) 'Concern about the Quality of EU Legislation: What Kind of Problem, by What Kind of Standards?' *Erasmus Law Review* Volume 02 Issue 01 2009
- Waddell, S. K. (2004). *The Role of the Legal Rule in Indonesian Law: Environmental Law and Reformasi of Water Quality Management*, University of Sydney, available at <https://ses.library.usyd.edu.au/bitstream/handle/2123/673/adtnu20050120.16081701front.pdf;jsessionid=1DBDE5423E1A4F518C983FB9081DC6D0?sequence=2>
- Walde, Thomas (1992). 'Environmental Policies towards Mining in Developing Countries' in *Journal of Energy and Natural Resources Law*, 10(4), pp. 327-357
- Warburton, Eve (2016). 'Indonesian Politics in 2016, Jokowi and the New Developmentalism' in *Bulletin of Indonesian Economic Studies*, 52(3), pp. 297-320
- Warburton, Eve (2017). 'Resource Nationalism in Indonesia: Ownership Structures and Sectoral Variation in Mining and Palm Oil' in *Journal of East Asian Studies*, 17, pp. 285-312

- WAVES-Wealth Accounting and Valuation of Ecosystem Services (2016), *Indonesia Country Report 2016*, WAVES
- Wilkinson, David (2002). *Environment and Law*, 1st edition, Routledge
- Wilson, James Q (1989). *Bureaucracy: What Government Agencies Do and Why They Do It*, Basic Books, Inc.
- Winters, Jeffrey A. (2013). 'Oligarchy and Democracy in Indonesia' in *Indonesia*, 2013, 96, Special Issue: Wealth, Power, and Contemporary Indonesian Politics, pp. 11-33
- Wintgens, Luc J., Cohérence of the Law, Source: ARSP: Archiv für Rechts- und Sozialphilosophie / Archives for Philosophy of Law and Social Philosophy, 1993, Vol. 79, No. 4 (1993), pp. 483-519
- Wintgens, Luc J. (2002). 'Legislation as an Object of Study of Legal Theory: Legisprudence' in Luc J. Wintgens (ed.), *Legisprudence: A New Theoretical Approach to Legislation, Proceedings of the Fourth Benelux-Scandinavian Symposium on Legal Theory*, Hart Publishing
- Wiriosudarmo, Rachman (2001). 'Baseline Study and Gap Analysis on Mining in Indonesia' in *Mining, Minerals and Sustainable Development Project No. 183*, The International Institute for Environment and Development (IIED)
- Wood, Mary Christina, *Nature's Trust Environmental Law for a New Ecological Age*, Cambridge University Press, 2014
- World Bank (2001). *Indonesia, Environment and Natural Resource Management in a Time of Transition*, World Bank, available at <https://documents1.worldbank.org/curated/en/98114146872750085/pdf/multi0page.pdf>
- Xanthaki, Helen (2008). 'On Transferability of Legislative Solutions: The Functionality Test' in Constantin Stefanou, Helen Xanthaki (eds.), *Drafting Legislation, A Modern Approach*, 1st edition, Routledge
- Xanthaki, Helen (2011). 'Quality of legislation: an achievable universal concept or a utopian pursuit?' in Luzius Mader and Marta Tavares de Almeida (eds.), *Quality of Legislation Principles and Instruments*, Nomos
- Xanthaki, Helen (2014). 'Quality of Legislation: Focus on Smart EU and Post-Smart Transportation' in *Theory and Practice of Legislation* 2(3), pp. 329-342

News

- <https://amp.kompas.com/regional/read/2022/03/11/165456078/genangan-air-lubang-tambang-batu-bara-di-kukar-ancam-permukiman-warga>
- Bersihkan Indonesia (2020). *Curang di Lubang Tambang; Kerentanan Korupsi Jaminan Reklamasi dan Pascatambang*, Auriga Indonesia, p. 11, available at: https://auriga.or.id/report/getFilePdf/id/report/64/2020_curang_di_lubang_tambang_kerentan_korupsi_jamrek_pascatambang_auriga2020_bersihkanindonesia_id.pdf
- Bersihkan Indonesia; Fraksi Rakyat Indonesia (2020). *Omnibus Law: Kitab Hukum Oligarki, Para Pebisnis Tambang & Energi Kotor Dibalik Omnibus Law: Peran Konflik Keoentingan & Rekam Jejak*, available at: <https://www.dunia-energi.com/tanpa-pengecekan-lapangan-clear-and-clean-iup-tidak-menyelesaikan-masalah/>
- <https://www.bbc.com/indonesia-50184425>
- <https://www.cnbcindonesia.com/news/20210129141759-4-219673/ribuan-lubang-tambang-tak-direklamasi-begini-data-esdm>

- Curang di Lubang Tambang; Kerentanan Korupsi Jaminan Reklamasi dan Pascatambang*, Auriga Indonesia, /p. 12, available at: https://auriga.or.id/report/getFilePdf/id/report/64/2020_curang_di_lubang_tambang_kerentan_korupsi_jamrek_pascatambang_auriga2020_bersihkanindonesia_id.pdf
- Dunia Energi 10/06/2013. Tanpa Pengecekan Lapangan, Clear and Clean IUP Tidak Menyelesaikan Masalah – <https://www.dunia-energi.com/tanpa-pengecekan-lapangan-clear-and-clean-iup-tidak-menyelesaikan-masalah/>
- Dunia Tambang 05/06/2020. ESDM Tunda Lelang Wilayah Tambang, Masih Menunggu Aturan? – <https://duniatambang.co.id/Berita/read/1008/ESDM-Tunda-Lelang-Wilayah-Tambang-Masih-Menunggu-Aturan>
<https://www.esdm.go.id/id/media-center/arsip-berita/>
 daftar-pkp2b-yang-kontraknya-akan-berakhir
<https://www.hukumonline.com/berita/a/pemerintah-akui-belum-bisa-tegas-cabut-iup-bermasalah-lt54b134f714100>
- HukumOnline.com 22/10/20. DPR Klaim Revisi UU Minerba Sesuai Prosedur Pembentukan UU – <https://www.hukumonline.com/berita/a/dpr-klaim-revisi-uu-minerba-sesuai-prosedur-pembentukan-uu-lt5f91508a34594>
<https://www.jatam.org/tag/lubang-tambang/>
<https://www.mongabay.co.id/2021/11/05/sejak-2011-sudah-40-nyawa-melayang-di-lubang-tambang-batubara-kaltim/>
- Kabar Trenggalek 19/05/2022. *Surat Bupati Ditanggapi Kementerian ESDM, Mas Ipin Kekeh Minta Batalkan Tambang Emas Trenggalek* – <https://kabartrenggalek.com/2022/05/surat-bupati-ditanggapi-kementerian-esdm-mas-ipin-kekeh-minta-batalkan-tambang-emas-trenggalek.html>
- Katadata.co.id 04/09/2018. Pengadilan Tolak Gugatan Walhi Atas Izin Tambang Anak Usaha Bakrie – <https://katadata.co.id/arnold/berita/5e9a55d60e71d/pengadilan-tolak-gugatan-walhi-atas-izin-tambang-anak-usaha-bakrie>
- Kementerian Energi dan Sumber Daya Mineral 14/11/2018. *Daftar PKP2B yang Kontraknya akan Berakhir* – <https://www.esdm.go.id/id/media-center/arsip-berita/daftar-pkp2b-yang-kontraknya-akan-berakhir>
- Kontan.co.id. 11/07/2020. Baru disahkan, mengapa UU Minerba digugat ke Mahkamah Konstitusi? – <https://industri.kontan.co.id/news/baru-disahkan-mengapa-uu-minerba-digugat-ke-mahkamah-konstitusi>
<https://www.mongabay.co.id/2017/11/06/406-izin-pertambangan-di-kaltim-dicabut-tanggapan-pegiat-lingkungan/>
<https://www.mongabay.co.id/2017/12/09/pemerintah-akan-blokir-ribuan-izin-tambang-bermasalah/>
- Mongabay, 06/11/2017. 406 Izin Pertambangan di Kaltim Dicabut, Tanggapan Pegiat Lingkungan? – <https://www.mongabay.co.id/2017/11/06/406-izin-pertambangan-di-kaltim-dicabut-tanggapan-pegiat-lingkungan/>
- Mongabay 09/12/17. Pemerintah akan Blokir Ribuan Izin Tambang Bermasalah – <https://www.mongabay.co.id/2017/12/09/pemerintah-akan-blokir-ribuan-izin-tambang-bermasalah/>
- Mongabay 28/2/2018. *Keluarkan Izin Operasi Tambang Emas di Sulsel-Sulteng, Walhi Gugat Menteri Jonan* – <https://www.mongabay.co.id/2018/02/28/keluarkan-izin-operasi-tambang-emas-di-sulsel-sulteng-walhi-gugat-menteri-jonan/>
- Mongabay 09/03/2018. *Daerah Bulat Tolak Tambang Batubara MCM, Walhi Gugat Menteri karena Keluarkan Izin Produksi* – <https://www.mongabay.co.id/2018/03/09/daerah-bulat-tolak-tambang-batubara-mcm-walhi-gugat-menteri-karena-keluarkan-izin-produksi/>

- Mongabay 04/10/2021. *Kala Bupati Beberkan Alasan Tegas Tolak Tambang Emas Trenggalek* – <https://www.mongabay.co.id/2021/10/04/kala-bupati-beberkan-alasan-tegas-tolak-tambang-emas-trenggalek>
- Mongabay 11/11/21, *Soal Tambang Emas Trenggalek, KESDM Panggil Bupati, Penolakan Menguat [2]* – <https://www.mongabay.co.id/2021/11/28/soal-tambang-emas-trenggalek-kesdm-panggil-bupati-penolakan-menguat-2/>
- Mongabay 28/11/2021. *Soal Tambang Emas Trenggalek, KESDM Panggil Bupati, Penolakan Menguat [2]* – <https://www.mongabay.co.id/2021/11/28/soal-tambang-emas-trenggalek-kesdm-panggil-bupati-penolakan-menguat-2/>
<https://programsetapak.org/wp-content/uploads/2016/10/Indonesias-mining-sector-leaking-revenues-and-clearing-forests.pdf>
<https://programsetapak.org/wp-content/uploads/2017/01/saat-nya-kerja-nyata-selamatkan-SDA.pdf>
<https://pushep.or.id/problem-etis-dan-yuridis-undang-undang-no-3-tahun-2020-tentang-perubahan-atas-undang-undang-nomor-4-tahun-2009-tentang-pertambangan-mineral-dan-batubara/>
- PUSHEP 19/10/2020. *Sentralisasi Sektor Pertambangan Jadikan Daerah Tidak Merasa Memiliki dan Peduli terhadap Dampak Lingkungan* – <https://pushep.or.id/sentralisasi-sektor-pertambangan-jadikan-daerah-tidak-merasa-memiliki-dan-peduli-terhadap-dampak-lingkungan/>
- Sindonews.com 29/05/2020. *UU Minerba, Antara Kritik Pengamat dan Pembelaan DPR* – <https://ekbis.sindonews.com/read/37219/34/uu-minerba-antara-kritik-pengamat-dan-pembelaan-dpr-1589889911>

Websites

- <https://berkas.dpr.go.id/puspanlakuu/resume/resume-public-703.pdf>
- <https://www.dpr.go.id/dokakd/dokumen/K7-RJ-20200515-103121-1462.pdf>
- https://www.dpr.go.id/jdih/perkara/id/1763/id_perkara/1356
- <https://www.esdm.go.id>
- <https://www.esdm.go.id/id/media-center/arsip-berita/mengenal-minerba-one-map-indonesia-momi-aplikasi-andalan-kesdm>
- <https://www.mkri.id/index.php?page=download.Putusan&id=3758>
- https://www.mkri.id/public/content/persidangan/putusan/putusan_mkri_7112.pdf
- https://www.mkri.id/public/content/persidangan/resume/resume_perkara_2162_Perkara%20No.%2058.pdf
- <https://modi.esdm.go.id/perizinan>
- <https://putusan3.mahkamahagung.go.id/direktori/putusan/cbf199d04365c-5bacb1c2c44ee126b59.html>
- <https://programsetapak.org/pemantauan-bersama-untuk-meningkatkan-tata-kelola-sektor-pertambangan/>
- <https://silk.menlhk.go.id/index.php/article/vnews/23>
- <https://www.walhi.or.id/sejarah-dan-regulasi-pertambangan-di-indonesia-bagian-2>
- https://www.walhi.or.id/uploads/buku/Laporan%20OL%20Kitab%20Hukum%20Oligark_BI_FRI-min.pdf

Others

Chronology of the Preparation Process and Discussion of the Draft Amendment to Law No. 4 of 2009 concerning Mineral and Coal Mining, <https://www.dpr.go.id/dokakd/dokumen/K7-RJ-20200515-103121-1462.pdf>

KPK Presentation, 'Coordination and Supervision of Mineral and Coal Mining Management 19 Province in Indonesia', Bali Province, December 3rd to 4th 2014.

Position Paper for the Civil Society Coalition for Advocating the Mineral and Coal Law, "Coalition of Civil Society Advocating the Draft Mineral and Coal Law", Jakarta, March 22nd 2016.

Presentation for the Coordinating Ministry for Economic Affairs of the Republic of Indonesia, at the Focus Group Discussion Regarding Preparation of the Investment Ecosystem Omnibus Law (investment convenience), which was held on October 30th 2019.

Presentation by Robert Heri, the Head of the Energy and Mineral Resources Agency, South Sumatra Provincial Government, 'Process of Arranging Mineral and Coal Mining Business Licenses in South Sumatra Province', Seminar and Workshop on Early Year Notes of Mineral and Coal Mining in South Sumatra, Palembang, January 10th 2017.

Presentation of the KPK Natural Resources Corruption Prevention Team, 'Coordination and Supervision of Mineral and Coal Mining Management in South Sumatra Province', Directorate of Research and Development of the KPK, April 28th-30th 2014.

Presentation of the Governor of South Sumatra Province, 'Prospects for Mining of Metal Minerals in South Sumatra', during the discussion on the Minister of Energy and Mineral Resources Regulation Number 7 of 2012, Jakarta April 10th-11th 2012.

Siaran Pers Pusat Studi Hukum Dan Kebijakan Indonesia (PSHK) Terkait Pengesahan Undang-Undang Cipta Kerja, available at <https://pshk.or.id/publikasi/pengesahan-uu-cipta-kerja-legislasi-tanpa-ruang-demokrasi/>

PINUS' presentation Highlights on Mineral and Coal Mining in South Sumatra, at a press conference organised by NGOs in South Sumatra and *Korsup Minerba*, Palembang, April 3rd 2018.

Position paper of civil society groups (JATAM, ICEL, HUMA, WALHI, KAU, SPI, and KIARA), 'Mineral and Coal Law: An Empty Message for the Nation', written by Henri Subagiyo and Irvan Pulungan

<https://pushep.or.id/problem-etis-dan-yuridis-undang-undang-no-3-tahun-2020-tentang-perubahan-atas-undang-undang-nomor-4-tahun-2009-tentang-pertambangan-mineral-dan-batubara/>

<https://pwpypindonesia.org/id/pembentukan-ruu-perubahan-atas-uu-minerba-melanggar-prinsip-keterbukaan-akses-masyarakat-terhadap-informasi/>

Curriculum Vitae

Feby Ivalerina Kartikasari earned a law degree from the Faculty of Law, Parahyangan Catholic University, Bandung, Indonesia in 1996. She became a researcher at the Indonesian Center for Environmental Law (ICEL) for eight years, before taking the master of environmental law and policy programme at the University of Kent, England in 2006. Feby then returned to ICEL, and she was also a legal consultant at several government agencies, such as the Attorney General's Office and Presidential Work Unit for Development Supervision and Control. Since 2013, she has been a lecturer in environmental law and spatial law at the Faculty of Law, Parahyangan Catholic University. In 2016, she was accepted as a PhD researcher at the Van Vollenhoven Institute of Leiden Law School of Leiden University. Feby has undertaken many research projects on environmental and natural resource issues.

In the range of books published by the Meijers Research Institute and Graduate School of Leiden Law School, Leiden University, the following titles were published in 2023 and 2024

- MI-395 A.H.A. Mohammad, *De normering van academisch ondernemerschap. Perspectieven vanuit het onderwijs(bekostigings)recht, het Europees staatssteunrecht en de academische vrijheid & wetenschappelijke integriteit*, (diss. Leiden), Amsterdam: Ipskamp Printing 2023
- MI-396 T.L. Masson-Zwaan, *Widening the Horizons of Outer Space Law*, (diss. Leiden), Amsterdam: Ipskamp Printing 2023, ISBN 978 94 6421 977 7
- MI-397 W. Zhang, *Achieving decent work in China. A case study of decent working time*, (diss. Leiden), Amsterdam: Ipskamp Printing 2023
- MI-398 T.M. Vergouwen, *The effect of directives within the area of direct taxation on the interpretation and application of tax treaties*, (diss. Leiden), Amsterdam: Ipskamp Printing 2023
- MI-399 R. de Massol de Rebetz, *Beyond the Dichotomy between Migrant Smuggling and Human Trafficking. A Belgian Case Study on the Governance of Migrants in Transit*, (diss. Leiden), Amsterdam: Ipskamp Printing 2023
- MI-400 W. Ruijs, *Pandbelening*, (diss. Leiden), Den Haag: Boom juridisch 2023, ISBN 978 94 6212 819 4, ISBN 978 94 0011 288 9 (e-book)
- MI-401 C. Sriporm, *Franchising Legal Frameworks. A Comparative Study of the DCFR, US Law and Australian Law Regarding Franchise Contracts*, (diss. Leiden), Amsterdam: Ipskamp Printing 2023, ISBN 978 94 6473 088 3
- MI-402 N. Amin, *State-building, Lawmaking, and Criminal Justice in Afghanistan: A case study of the prison system's legal mandate, and the rehabilitation programmes in Pul-e-charkhi prison*, (diss. Leiden), Den Haag: Eleven International Publishing 2023, ISBN 978 90 4730 156 1
- MI-403 J. Tobing, *The Essence of the 1999-2002 Constitutional Reform in Indonesia: Remaking the Negara Hukum. A Socio-Legal Study*, (diss. Leiden), Amsterdam: Ipskamp Printing 2023
- MI-404 W. Zhang, *Protection of aviation security through the establishment of prohibited airspace*, (diss. Leiden), Amsterdam: Ipskamp Printing 2023, ISBN 978 94 6473 103 3
- MI-405 A.J. Pasma, *Re-entry support from prison-based and community-based professionals*, (diss. Leiden), Amsterdam: Ipskamp Printing 2023
- MI-406 K.R. Filesia, *Speaking the same language. De invoering van de Anglo-Amerikaanse trust in het Nederlandse recht*, (diss. Leiden), Deventer: Kluwer 2023
- MI-407 H.A. ten Oever, *Zorginkoopovereenkomst. De rechtsverhouding tussen de zorgverzekeraar en de zorgaanbieder in contractenrechtelijk perspectief*, (diss. Leiden), Den Haag: Boom juridisch 2023, ISBN 978 94 6212 859 0, ISBN 978 94 0011 339 8 (e-book)
- MI-408 F.H.K. Theissen, *Sincerely believing in freedom. A Reconstruction and Comparison of The Interpretation of The Freedom of Religion and Belief on The Canadian Supreme Court, The South African Constitutional Court and the European Court of Human Rights*, (diss. Leiden), Amsterdam: Ipskamp Printing 2023, ISBN: 978 94 6473 247 4
- MI-409 R.M.S. van Es, *The mind in the courtroom. On forensic mental health reports in judicial decision-making about guilt and sentencing in the Netherlands*, (diss. Leiden) Alblaserdam: Ridderprint 2023
- MI-410 I. Kokorin, *Intra-group financing and enterprise group insolvency: Problems, principles and solutions*, (diss. Leiden), Amsterdam: Ipskamp Printing 2023
- MI-411 J.T. Tegelaar, *Single Supervision, Single Judicial Protection? Towards effective judicial protection in Single Supervisory Mechanism composite procedures*, (diss. Leiden), Amsterdam: Ipskamp Printing 2023
- MI-412 A.M.H. van der Hoeven, *Met de vlam in de pijp door Europa. De arbeidssituatie van internationale vrachtwagenchauffeurs: constructies en percepties*, (diss. Leiden), Amsterdam: Ipskamp Printing 2023
- MI-413 H.T. Vethaak, *Empirical analysis of social insurance, work incentives and employment outcomes*, (diss. Leiden), Amsterdam: Ipskamp Printing 2023
- MI-414 E. Hutten, *Belastingprofessionals onder maatschappelijke druk: Een Nederlandse casestudie naar reacties op BEPS*, (diss. Leiden), Amsterdam: Ipskamp Printing 2024
- MI-415 R. Stolk, *Procederende belangenorganisatie in de polder. Een interdisciplinair perspectief op de toegang tot de rechter*, (diss. Leiden), Zutphen: Uitgeverij Paris 2024
- MI-416 A. Sarris, *International law and governance of the Arctic in an era of climate change*, (diss. Leiden), Amsterdam: Ipskamp Printing 2024, ISBN 978 94 6473 382 2
- MI-417 F. Heitmüller, *Combating tax avoidance, the OECD way? The impact of the BEPS Project on developing and emerging countries' approach to international tax avoidance*, (diss. Leiden), Amsterdam: Ipskamp Printing 2024
- MI-418 F.I. Kartikasari, *Mining and environmental protection in Indonesia: Regulatory pitfalls*, (diss. Leiden), Amsterdam: Ipskamp Printing 2024